

Minutes of the Regular Meeting of the Mayor and Council of the City of South Tucson, Arizona, held Monday, November 13, 2017, at 6:00 p.m. at the City of South Tucson Council Chambers, 1601 South 6th Avenue, South Tucson, Arizona.

Council Present: Idelfonso Green
Robert Larribas
Vanessa Mendoza
Anita Romero

Staff Present: Sixto Molina, City Manager
Veronica Moreno, City Clerk
Kevin Shonk, Acting Police Chief
Bobby Yu, City Attorney

Mayor Green called the meeting to order at 6:00 p.m., and led the Pledge of Allegiance.

ITEM #04 – ROLL CALL – All members of the Council were present, except for Councilman Patino, Councilman Cantu, and Councilman Romo, who were excused.

ITEM #05 – CALL TO THE AUDIENCE

Mayor Green: Anybody wishing to speak to the Council may do so at this time.

(No response from the audience)

ITEM #06 – APPROVAL OF MINUTES OF SPECIAL MEETING OF OCTOBER 3, 2017; REGULAR MEETING OF OCTOBER 16, 2017; AND REGULAR MEETING OF OCTOBER 23, 2017

Motion by Vice-Mayor Mendoza to approve the minutes of the Special Meeting of October 3, 2017, the Regular Meeting of October 16, 2017, and the Regular Meeting of October 23, 2017. Seconded by Councilman Larribas. Motion passed unanimously.

ITEM #07 – PUBLIC HEARING: AMENDMENT TO LIQUOR LICENSE – ACQUISITION OF CONTROL, LICENSE SERIES #09; FOOD CITY #77; APPLICANT/AGENT MICHAEL JOSEPH BASHA; 2950 SOUTH 6TH AVENUE, SOUTH TUCSON, ARIZONA, 85713

Motion by Vice-Mayor Mendoza to adjourn the Regular Meeting and enter into Public Hearing. Seconded by Councilman Larribas. Motion passed unanimously.

Mr. Molina: Mr. Mayor, members of the Council, this Public Hearing is to amend the liquor license for the Food City. A new applicant/agent is Mr. Michael Joseph Basha. The discussion should be in that regard. I'll call on the City Clerk. There is additional information that she would like to present.

Ms. Moreno: Good evening, Mayor, members of the Council. I'll go ahead and give you a little bit of background information on this item you have before you regarding open the public meeting, the public hearing, but I'll go ahead and let the audience hear so they can understand what the specifics are on this particular item. So the Food City we have located here in the City of South Tucson here at, let me just get the address here, it's at 2950 South 6th Avenue. The owner, or the agent that has been listed on the liquor license has been the same person since the inception, since they opened the business. However, the person has recently deceased and it is required to, obviously, have a person who is living on the application. There are no changes to the liquor license itself. The liquor license number, because they all have different series for the type of licenses that the business carries, this one in particular is a Series #09. So this series is, I'm going to go ahead and read the definition to you. The liquor store license allows a spirituous liquor store retailer to sell all spirituous liquors only in the original unbroken package to be taken away from the premises of the retailer and consumed off the premises. So, as you know, it's kind of, the same set up they currently have. Nothing is going to change to the type or the forms that they sell. They sell, I think they sell, I believe they sell a range of alcohol, all from beer, wine to liquor. So all of them are packaged and they're all to be taken away in packaged form. And (inaudible) already met the criteria as per State statutes and now is the time where after the public hearing has been closed, and anyone in the public has had an opportunity to address any concerns in favor or in opposition of the application, Mayor and Council will then make a recommendation to the Liquor Board. So the next item following the public hearing is for Mayor and Council to take into consideration any of the comments that have been submitted. We have received zero telephonic and zero written in favor or in opposition of the application. So your recommendation will then be forwarded to the Arizona Department of Liquor where they will make the final decision. So, again, what you will be doing this evening is making a recommendation to the Liquor Board.

Mayor Green: Okay. Any questions?

Councilman Larribas: I have a question. Aren't these liquor license, when they have like Basha's and Food City, a corporate headquarters, don't they do all that instead of individuals for it or is that something that ...

Ms. Moreno: Yes, but they have to have a person who is the agent whose name is carried on the liquor license. So someone has to be listed on the application to hold the liquor license. But I believe you may be talking about the business license? It may be a corporation or, like you said, an organization, LLC, whatever they wish, to apply. But if you're going to carry a liquor license for any establishment, it can go from a bar to a store to a grocery store, you need to have a person who is, by title, the agent of the liquor license.

Councilman Larribas: Oh, okay.

Mayor Green: Okay. Any other questions?

(No questions from the Council)

Motion by Vice-Mayor Mendoza to adjourn the Public Hearing and reconvene to Regular Meeting. Seconded by Councilman Larribas. Motion passed unanimously.

ITEM #08 – AMENDMENT TO LIQUOR LICENSE ACQUISITION OF CONTROL, LICENSE SERIES #09; FOOD CITY #77; APPLICANT/AGENT MICHAEL JOSEPH BASHA; 2950 SOUTH 6TH AVENUE, SOUTH TUCSON, ARIZONA, 85713

Mr. Molina: Mr. Mayor, members of the Council, staff and I are recommending that the license be issued (inaudible) a favorable recommendation from Mayor and Council. And the reason for stating that is they have been very responsible business people in the City of South Tucson since they opened the store. They take all the necessary precautions, and go above and beyond to ensure that the, there's a lot of (inaudible) at the store. The police department has provided a report, the type of criminal activity that has been there, occurred at the site. And it's not unusual that the number of shoplifting incidents have occurred more frequently than we'd like, but as indicated, they're taking precautions to try to minimize that.

Mayor Green: Understood. Okay. Any questions for the City Manager pertaining to agenda item number 8?

(No questions from the Council)

Motion by Vice-Mayor Mendoza to approve the amendment to the liquor license. Seconded by Councilman Larribas. Motion passed unanimously.

ITEM #09 – REPORTS

Mr. Molina: Mr. Mayor, there are no items to report on today.

Mayor Green: No items to report. Okay.

Mr. Molina: I'm sorry. We have a new employee in the Police Department. The Police Chief would like to introduce our latest employee.

Chief Shonk: Mr. Mayor, Council, we have filled our last final full-time position with Mr. Terry Chacon. Mr. Chacon will introduce himself to you and today is his first day, so we were getting him outfitted with uniforms and stuff like that. He doesn't have a uniform or anything yet.

Mayor Green: That's quite all right.

Chief Shonk: We're working on getting him squared away and in the meantime, we're having him, the other officers walk him through the steps and I believe he met with City Clerk today and Human Resources (inaudible) getting all that squared away.

Mr. Chacon: Good afternoon, Mayor and Council. My name, like he said, is Terry Chacon. I'm coming over from, as a (inaudible) officer for the State for nine years, before, working with them. And grew up here in Tucson, went to Amphi High School. Like I say, I've lived on the north side of Tucson my whole life, so I was born and raised here. I'm married and I have four boys that keep me pretty

busy. On that note, but I really look forward to working here and, like I say, learning more things here and then try and improve my career here. And I appreciate the opportunity to work here.

Mayor Green: Thank you and welcome. Okay. So that was it. No more other reports? Okay.

Mr. Molina: Yes, sir. That's it.

ITEM #10 - ADJOURNMENT

Motion by Vice-Mayor Mendoza to adjourn the Regular Meeting. Seconded by Councilman Larribas. Motion passed unanimously. The meeting adjourned at 6:11 p.m.

Mayor

ATTEST:

Veronica Moreno, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the City Council of South Tucson, Arizona, held on the 13th day of November, 2017. I further certify the meeting was duly called and a quorum was present.

Dated this _____ day of _____, 2017.

Veronica Moreno, City Clerk